IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE.

WRIT PETITION NO. 1686 OF 2006.

Shri Kiran Shivaji Parmale ... Petitioner.
V/s.
The Hon'ble Minister (State)
State Excise & ors. ... Respondent.

Shri A.B. Avhad and M.G. Heblikar for the petitioner.

Shri R.M. Patne, AGP for Respondent No.1.

Shri V.M. Thorat i/b S.B. Thorat for respondent Nos. 5,6 and 7.

CORAM : V.C.DAGA, J.

DATED : 14.3 .2006.

P.C. :

. Heard learned Counsel for the petitioner.

Perused petition.

2. I am, prima facie, satisfied that the formation of groups ought to have been notified in the tender invitation itself. Formation of groups at the time of finalisation of tender was not proper. The auction was thus, not in accordance with law.

3. Having seen the impugned order I do not see any perversity so as to entertain this petition. The petition is, therefore, dismissed in limine with no order as to costs.

4. Learned Counsel for the petitioner at this stage prayed for stay of this order. I do not see any reason to stay this order by which this Court has done nothing except confirmation of the order impugned. Needless to mention that the impugned order was never stayed by the authorities below at any time during the pendency of the proceedings before them.

Certified Copy expedited.

(V.C.DAGA,J.)